



EXHIBIT 8

DEED RESTRICTIONS

The BOARD OF AVIATION COMMISSIONERS OF SEYMOUR, INDIANA (the "Board", also known as Seymour Aviation Commissioners), hereby imposes restrictions on the following described real estate which surrounds the property known as the Seymour Recycling Corporation site (the "Seymour Site") in Jackson County, in the State of Indiana:

A part of the West half of Section 25, Township 6 North, Range 5 East, in Jackson County, Indiana, more particularly described as follows:

Beginning at the Northwest corner of Section 25, Township 6 North, Range 5 East, said corner being marked with a corner stone, thence South 1 degree and 13 minutes East along the West line of said Section 25, for a distance of 2800 feet; thence North 88 degrees 40 minutes East, 2800 feet; thence North 1 degree and 13 minutes West for a distance of 2800 feet to a point on the North line of said Section 25; thence South 88 degrees and 40 minutes West along the North line of said Section 25 for a distance of 2800 feet to the point beginning and containing 180 acres more or less.

The deed restrictions imposed herein do not govern use of the Seymour Site, which is located within the above-described real estate and is described in Exhibit 7 to the Consent Decree in United States v. Seymour Recycling Corp. et al., No. IP-80-457-C. Use of the Seymour Site is governed instead by the Deed Restrictions set forth in Exhibit 7 to the Consent Decree described below.

The following restrictions are imposed upon the Real Estate described in this Exhibit for the purpose of preventing interference with the performance of remedial action pursuant to the Consent Decree approved by the United States District Court for the Southern District of Indiana, Indianapolis Division on

December 1, 1988 (the "Consent Decree") and are required by paragraph 59 of the Consent Decree:

1. There shall be no use of the Real Estate in any manner that could cause exposure of humans or animals to contaminated groundwater in concentrations that present or may present a threat to health (i.e. concentrations above the Cleanup Standards set forth in paragraph 17 of the Consent Decree).
2. There shall be no use of the Real Estate that will interfere with the remedial action for the Seymour Site as described in the Consent Decree and the Remedial Action Plan, which is attached to the Consent Decree as Exhibit 5.
3. There shall be no residential or commercial use of the Real Estate that would allow continued presence of humans, including but not limited to the construction, installation or use of buildings for residential or commercial use of this Real Estate that would allow such continued presence. Prohibited uses of this Real Estate shall not include agricultural crop growing and land application of sludges from the City of Seymour, Indiana publicly-owned treatment works.

Prior to permitting any use of the Real Estate, the owner of the Real Estate shall give at least sixty (60) days prior notice of the intended use to the parties to the Consent Decree. Prior notice shall not be required for agricultural crop growing, unless irrigation will be allowed or used, or for land application of sludges from the City POTW. Any party objecting to such use as violating the restriction(s) set forth herein shall so notify the owner of the Real Estate in writing within thirty (30) days of receipt of such notice. If necessary to resolve the dispute, any party to the Consent Decree may move the Court (the United States District for the Southern District of Indiana, Indianapolis Division) for a resolution of the dispute in accordance with Section XXI of the Consent Decree.

The restrictions in paragraphs 1 and 2 of this deed restriction shall run with the land and shall remain in full force and effect until the Consent Decree is terminated by the United States District Court for the Southern District of Indiana, Indianapolis Division, pursuant to Section XXXIV of the Consent Decree, and all post termination groundwater monitoring is completed.

The restrictions in paragraph 3 of this deed restriction shall not apply after termination of the Consent Decree, except that during the post-termination groundwater monitoring period no use of groundwater beneath the real estate described herein shall occur without prior notice and opportunity to object under the above provisions of this deed restriction. In any event, the Board of Aviation Commissioners may petition EPA to terminate the restrictions in paragraph 3 of this deed restriction after EPA has given its approval to discontinue air monitoring pursuant to Section 6.2.1.4 of the RAP, attached as Exhibit 5 to the Consent Decree.

The undersigned persons executing these Deed Restrictions on behalf of the Board represent and certify that they are duly authorized members of said Board and have been fully empowered, by proper resolution of said Board and by compliance with any other applicable requirements of law, to execute and deliver these Deed Restrictions.

IN WITNESS WHEREOF, the said Board of Aviation Commissioners of Seymour, Indiana (also known as Seymour Aviation

Commissioners) have caused these Deed Restrictions to be executed this 4th day of August, 1988.

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Board of Aviation Commissioners
of Seymour, Indiana (also known
as Seymour Aviation Commissioners)

By: Robert R. Myers
Robert R. Myers, President

William L. Cullison
William L. Cullison, Member

ATTEST:

Stanley E. Garvey
Stanley E. Garvey, Secretary

State of Indiana)
) SS:
County of Jackson)

Before me, a Notary Public in and for said County and State, personally appeared Robert R. Myers, Stanley E. Garvey and William L. Cullison, respectively, of the Board of Aviation Commissioners of Seymour, Indiana (also known as Seymour Aviation Commissioners) a Department of the Executive of the City of Seymour, Indiana, and acknowledge the execution of the foregoing Deed Restrictions on the Seymour Recycling Corporation Site for and on behalf of said Board.

Witness my hand and Notarial Seal the 4th day of August, 1988.

Jeffrey J. Lorenzo
Jeffrey J. Lorenzo
Notary Public

My County of Residence: Jackson

My Commission Expires: 1-13-92

This document was prepared by:
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